

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CONSULATE GENERAL OF INDIA IN
NEW YORK,

Plaintiff,

-v-

834 5TH AVENUE CORPORATION *et al.*,

Defendants.

24 Civ. 9913 (PAE)

ORDER

PAUL A. ENGELMAYER, District Judge:

On March 3, 2025, defendants filed a motion to dismiss the complaint under Rule 12 of the Federal Rules of Civil Procedure. Dkt. 12. Under Rule 15(a)(1)(B), a plaintiff has 21 days after the service of a motion under Rule 12(b) to amend the complaint once as a matter of course.

Accordingly, it is hereby ORDERED that plaintiff shall file any amended complaint by March 24, 2025. No further opportunities to amend will ordinarily be granted. If plaintiff does amend, by April 14, 2025, defendants shall: (1) file an answer; (2) file a new motion to dismiss; or (3) submit a letter to the Court, copying plaintiff, stating that defendants rely on the previously filed motion to dismiss.¹

It is further ORDERED that if no amended complaint is filed, plaintiff shall serve any opposition to the motion to dismiss by March 24, 2025. A reply from defendants shall be served by April 7, 2025. At the time any reply is served, the moving party shall supply the Court with a

¹ If defendants file a new motion to dismiss or rely on their previous motion, an opposition from plaintiff will be due 14 days thereafter, and a reply from defendants will be due seven days after that.

courtesy copy of all motion papers by attaching them as PDF files to a single email addressed to EngelmayerNYSDChambers@nysd.uscourts.gov.

SO ORDERED.

A handwritten signature in black ink, reading "Paul A. Engelmayer". The signature is written in a cursive, flowing style. It is positioned above a horizontal line.

PAUL A. ENGELMAYER
United States District Judge

Dated: March 4, 2025
New York, New York